

United States



of America

Department of the Treasury
Internal Revenue Service

Date: Sept. 06, 2013

CERTIFICATE OF OFFICIAL RECORD

I certify that the annexed: is a true Form 4340, Certificate of Assessments, Payments and Other Specified Matters for J. J. Powell, Inc., EIN: [REDACTED] 9474, for Quarterly Federal Excise Tax Return (Form 720), for the tax period ending September 30, 2009, consisting of three pages

under the custody of this office.

IN WITNESS WHEREOF, I have hereunto set my hand,
and caused the seal of this office to be affixed, on the day
and year first above written.

By direction of the Secretary of the Treasury:

A handwritten signature in cursive script, appearing to read "Debbie Bybee".

Debbie Bybee
Accounting Operation Manager
Ogden W&I Submission Processing
W&I Delegation Order WI-11-5

**Defendant
Exhibit**

1

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: SEPT 2009

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
09-08-2011	SUBSTITUTE FOR RETURN 17999-999-99999-1 201137		0.00	09-26-2011
	ADDITIONAL TAX ASSESSED BY EXAMINATION AUDIT, CLOSED TO APPEALS PRIOR TO 90 DAY LETTER 17447-409-10000-2 20120308		0.00	01-30-2012
09-11-2012	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 12-31-2013			
	MISCELLANEOUS PENALTY 28447-671-79000-2 20124108	17,784.00		10-22-2012
	ADDITIONAL TAX ASSESSED BY EXAMINATION AGREED AUDIT DEFICIENCY PRIOR TO 30 OR 60 DAY LETTER ASED 20121231 28447-671-79000-2 20124108	17,784.00		10-22-2012
10-22-2012	RENUMBERED RETURN 28447-671-79000-2			
	FAILURE TO PAY TAX PENALTY 20124108	3,201.12		10-22-2012
	INTEREST ASSESSED 20124108	1,987.77		10-22-2012

FORM 4340 (REV. 01-2002)

PAGE 1

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: SEPT 2009

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
11-15-2012	SUBSEQUENT PAYMENT		40,756.89	
04-09-2013	RECEIVED POA/TIA			
05-13-2013	FAILURE TO PAY TAX PENALTY ABATED	3,201.12-		
	ADDITIONAL TAX ASSESSED 17454-508-15007-3 20131708		0.00	05-13-2013
11-15-2012	OVERPAYMENT CREDIT TRANSFERRED 720 200912		(3,201.12)	
10-22-2012	Statutory Notice of Balance Due			
11-26-2012	Statutory Notice of Intent to Levy			

FORM 4340 (REV. 01-2002)

PAGE 2

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: SEPT 2009

BALANCE 0.00

I CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE TAXPAYER NAMED ABOVE IN RESPECT TO THE TAXES SPECIFIED IS A TRUE AND COMPLETE TRANSCRIPT FOR THE PERIOD STATED, AND ALL ASSESSMENTS, ABATEMENTS, CREDITS, REFUNDS, AND ADVANCE OR UNIDENTIFIED PAYMENTS, AND THE ASSESSED BALANCE RELATING THERETO, AS DISCLOSED BY THE RECORDS OF THIS OFFICE AS OF THE ACCOUNT STATUS DATE ARE SHOWN THEREIN. I FURTHER CERTIFY THAT THE OTHER SPECIFIED MATTERS SET FORTH IN THIS TRANSCRIPT APPEAR IN THE OFFICIAL RECORDS OF THE INTERNAL REVENUE SERVICE.

SIGNATURE OF CERTIFYING OFFICER: 

PRINT NAME: Debbie Bybee

TITLE: Accounting Operation Manager, Ogden W&I Submission Processing

DELEGATION ORDER: WI-11-5

LOCATION: INTERNAL REVENUE SERVICE

ACCOUNT STATUS DATE 09/06/2013

FORM 4340 (REV. 01-2002)

PAGE 3

United States



of America

Department of the Treasury
Internal Revenue Service

Date: July 15, 2013

CERTIFICATE OF OFFICIAL RECORD

I certify that the annexed: is a true Form 4340, Certificate of Assessments, Payments and Other Specified Matters for J. J. Powell, Inc., EIN: [REDACTED] 9474, for Quarterly Federal Excise Tax Return (Form 720), for the tax period ending December 31, 2009, consisting of five pages

under the custody of this office.

IN WITNESS WHEREOF, I have hereunto set my hand,
and caused the seal of this office to be affixed, on the day
and year first above written.

By direction of the Secretary of the Treasury:

A handwritten signature in cursive script, reading "Debbie Bybee".

Debbie Bybee
Accounting Operation Manager
Ogden W&I Submission Processing
W&I Delegation Order WI-11-5

**Defendant
Exhibit**

2

Catalog Number 19002E

Form 2866 (Rev. 09-1997)

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: DEC 2009

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
07-01-2010	SUBSTITUTE FOR RETURN 17999-999-99999-0 201027		0.00	07-19-2010
12-03-2010	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 01-31-2013			
08-02-2011	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 03-31-2013			
	ADDITIONAL TAX ASSESSED BY EXAMINATION AUDIT, CLOSED TO APPEALS PRIOR TO 90 DAY LETTER 17447-411-10000-2 20120308		0.00	01-30-2012
	MISCELLANEOUS PENALTY 28447-671-79001-2 20124108	19,918.00		10-22-2012
	ADDITIONAL TAX ASSESSED BY EXAMINATION AGREED AUDIT DEFICIENCY PRIOR TO 30 OR 60 DAY LETTER 28447-671-79001-2 20124108	19,918.00		10-22-2012
10-22-2012	RENUMBERED RETURN 28447-671-79001-2			
	FAILURE TO PAY TAX PENALTY 20124108	3,286.47		10-22-2012
FORM 4340	(REV. 01-2002)	PAGE	1	

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: DEC 2009

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
	INTEREST ASSESSED 20124108		2,004.16	10-22-2012
01-07-2013	MODULE IN FEDERAL PAYMENT LEVY PROGRAM			
01-14-2013	FEDERAL PAYMENT MATCHED OR LEVIED THROUGH FEDERAL PAYMENT LEVY PROGRAM GENERATED AND MAILED			
01-14-2013	INTENT TO LEVY COLLECTION DUE PROCESS NOTICE LEVY NOTICE ISSUED			
01-18-2013	LEGAL SUIT PENDING			
01-18-2013	COLLECTIONS WORKING CASE			
02-18-2013	MODULE REVERSED OUT OF FEDERAL PAYMENT LEVY PROGRAM			
02-07-2013	SUBSEQUENT PAYMENT		17.59	

FORM 4340 (REV. 01-2002) PAGE 2

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: DEC 2009

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
01-31-2013	OVERPAID CREDIT APPLIED 940 201212		1,408.01	
01-18-2013	CORRECTION OF LEGAL SUIT PENDING			
01-18-2013	COLLECTIONS WORKING CASE			
01-18-2013	LEGAL SUIT PENDING			
04-15-2013	MODULE IN FEDERAL PAYMENT LEVY PROGRAM			
04-09-2013	RECEIVED POA/TIA			
04-22-2013	MODULE REVERSED OUT OF FEDERAL PAYMENT LEVY PROGRAM			
11-15-2012	OVERPAID CREDIT APPLIED 720 200909		3,201.12	
04-26-2013	OVERPAID CREDIT APPLIED 1120 201312 [REDACTED] 9474		12,116.47	
FORM 4340	(REV. 01-2002)		PAGE 3	

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: DEC 2009

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
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04-26-2013	OVERPAID CREDIT APPLIED 1120 [REDACTED] 201312 [REDACTED] 9474		9,889.69	
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10-22-2012 Statutory Notice of Balance Due

11-26-2012 Statutory Notice of Intent to Levy

FORM 4340 (REV. 01-2002)

PAGE 4

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: DEC 2009

BALANCE 18,493.75

I CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE TAXPAYER NAMED ABOVE IN RESPECT TO THE TAXES SPECIFIED IS A TRUE AND COMPLETE TRANSCRIPT FOR THE PERIOD STATED, AND ALL ASSESSMENTS, ABATEMENTS, CREDITS, REFUNDS, AND ADVANCE OR UNIDENTIFIED PAYMENTS, AND THE ASSESSED BALANCE RELATING THERETO, AS DISCLOSED BY THE RECORDS OF THIS OFFICE AS OF THE ACCOUNT STATUS DATE ARE SHOWN THEREIN. I FURTHER CERTIFY THAT THE OTHER SPECIFIED MATTERS SET FORTH IN THIS TRANSCRIPT APPEAR IN THE OFFICIAL RECORDS OF THE INTERNAL REVENUE SERVICE.

SIGNATURE OF CERTIFYING OFFICER: 

PRINT NAME: Debbie Bybee

TITLE: Accounting Operation Manager, Ogden W&I Submission Processing

DELEGATION ORDER: WI-11-5

LOCATION: INTERNAL REVENUE SERVICE

ACCOUNT STATUS DATE 07/15/2013

FORM 4340 (REV. 01-2002)

PAGE 5

United States



of America

Department of the Treasury
Internal Revenue Service

Date: July 15, 2013

CERTIFICATE OF OFFICIAL RECORD

I certify that the annexed: is a true Form 4340, Certificate of Assessments, Payments and Other Specified Matters for J. J. Powell, Inc., EIN: [REDACTED] 9474, for Quarterly Federal Excise Tax Return (Form 720), for the tax period ending March 31, 2010, consisting of four pages

under the custody of this office.

IN WITNESS WHEREOF, I have hereunto set my hand,
and caused the seal of this office to be affixed, on the day
and year first above written.

By direction of the Secretary of the Treasury:

A handwritten signature in cursive script, reading "Debbie Bybee".

Debbie Bybee
Accounting Operation Manager
Ogden W&I Submission Processing
W&I Delegation Order WI-11-5

**Defendant
Exhibit**

3

Catalog Number 19002E

Form 2866 (Rev. 09-1997)

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: MAR 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
09-08-2011	SUBSTITUTE FOR RETURN 17999-999-99999-1 201137		0.00	09-26-2011
	ADDITIONAL TAX ASSESSED BY EXAMINATION AUDIT, CLOSED TO APPEALS PRIOR TO 90 DAY LETTER 17447-412-10002-2 20120408		0.00	02-06-2012
09-11-2012	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 06-30-2013			
	MISCELLANEOUS PENALTY 28447-671-79002-2 20124108	22,812.00		10-22-2012
	ADDITIONAL TAX ASSESSED BY EXAMINATION AGREED AUDIT DEFICIENCY PRIOR TO 30 OR 60 DAY LETTER 28447-671-79002-2 20124108	22,812.00		10-22-2012
10-22-2012	RENUMBERED RETURN 28447-671-79002-2			
	FAILURE TO PAY TAX PENALTY 20124108	3,421.80		10-22-2012
	INTEREST ASSESSED 20124108	2,051.67		10-22-2012

FORM 4340 (REV. 01-2002)

PAGE 1

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: MAR 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
01-07-2013	MODULE IN FEDERAL PAYMENT LEVY PROGRAM			
01-14-2013	FEDERAL PAYMENT MATCHED OR LEVIED THROUGH FEDERAL PAYMENT LEVY PROGRAM GENERATED AND MAILED			
01-14-2013	INTENT TO LEVY COLLECTION DUE PROCESS NOTICE LEVY NOTICE ISSUED			
01-18-2013	LEGAL SUIT PENDING			
01-18-2013	COLLECTIONS WORKING CASE			
02-18-2013	MODULE REVERSED OUT OF FEDERAL PAYMENT LEVY PROGRAM			
02-07-2013	SUBSEQUENT PAYMENT		27.16	
01-18-2013	CORRECTION OF LEGAL SUIT PENDING			

FORM 4340 (REV. 01-2002)

PAGE 2

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: MAR 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
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01-18-2013 COLLECTIONS WORKING CASE

01-18-2013 LEGAL SUIT PENDING

04-09-2013 RECEIVED POA/TIA

10-22-2012 Statutory Notice of Balance Due

11-26-2012 Statutory Notice of Intent to Levy

04-01-2013 Statutory Notice of Intent to Levy

FORM 4340 (REV. 01-2002)

PAGE 3

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: MAR 2010

BALANCE 51,070.31

I CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE TAXPAYER NAMED ABOVE IN RESPECT TO THE TAXES SPECIFIED IS A TRUE AND COMPLETE TRANSCRIPT FOR THE PERIOD STATED, AND ALL ASSESSMENTS, ABATEMENTS, CREDITS, REFUNDS, AND ADVANCE OR UNIDENTIFIED PAYMENTS, AND THE ASSESSED BALANCE RELATING THERETO, AS DISCLOSED BY THE RECORDS OF THIS OFFICE AS OF THE ACCOUNT STATUS DATE ARE SHOWN THEREIN. I FURTHER CERTIFY THAT THE OTHER SPECIFIED MATTERS SET FORTH IN THIS TRANSCRIPT APPEAR IN THE OFFICIAL RECORDS OF THE INTERNAL REVENUE SERVICE.

SIGNATURE OF CERTIFYING OFFICER: Debbie Bybee

PRINT NAME: Debbie Bybee

TITLE: Accounting Operation Manager, Ogden W&I Submission Processing

DELEGATION ORDER: WI-11-5

LOCATION: INTERNAL REVENUE SERVICE

ACCOUNT STATUS DATE 07/15/2013

FORM 4340 (REV. 01-2002)

PAGE 4

United States



of America

Department of the Treasury
Internal Revenue Service

Date: July 15, 2013

CERTIFICATE OF OFFICIAL RECORD

I certify that the annexed is a true Form 4340, Certificate of Assessments, Payments and Other Specified Matters for J. J. Powell, Inc., EIN: [REDACTED] 9474, for Quarterly Federal Excise Tax Return (Form 720), for the tax period ending June 30, 2010, consisting of four pages

under the custody of this office.

IN WITNESS WHEREOF, I have hereunto set my hand,
and caused the seal of this office to be affixed, on the day
and year first above written.

By direction of the Secretary of the Treasury:

A handwritten signature in black ink, appearing to read "Debbie Bybee".

Debbie Bybee
Accounting Operation Manager
Ogden W&I Submission Processing
W&I Delegation Order WI-11-5

**Defendant
Exhibit**

4

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: JUNE 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
09-08-2011	SUBSTITUTE FOR RETURN 17999-999-99999-1 201137		0.00	09-26-2011
	ADDITIONAL TAX ASSESSED BY EXAMINATION AUDIT, CLOSED TO APPEALS PRIOR TO 90 DAY LETTER 17447-412-10003-2 20120408		0.00	02-06-2012
09-11-2012	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 09-30-2013			
	MISCELLANEOUS PENALTY 28447-671-79003-2 20124108	20,276.00		10-22-2012
	ADDITIONAL TAX ASSESSED BY EXAMINATION AGREED AUDIT DEFICIENCY PRIOR TO 30 OR 60 DAY LETTER 28447-671-79003-2 20124108	20,276.00		10-22-2012
10-22-2012	RENUMBERED RETURN 28447-671-79003-2			
	FAILURE TO PAY TAX PENALTY 20124108	2,737.26		10-22-2012
	INTEREST ASSESSED 20124108	1,601.91		10-22-2012

FORM 4340 (REV. 01-2002)

PAGE 1

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: JUNE 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
01-07-2013	MODULE IN FEDERAL PAYMENT LEVY PROGRAM			
01-14-2013	FEDERAL PAYMENT MATCHED OR LEVIED THROUGH FEDERAL PAYMENT LEVY PROGRAM GENERATED AND MAILED			
01-14-2013	INTENT TO LEVY COLLECTION DUE PROCESS NOTICE LEVY NOTICE ISSUED			
01-18-2013	LEGAL SUIT PENDING			
01-18-2013	COLLECTIONS WORKING CASE			
02-18-2013	MODULE REVERSED OUT OF FEDERAL PAYMENT LEVY PROGRAM			
02-07-2013	SUBSEQUENT PAYMENT		17.47	
01-18-2013	CORRECTION OF LEGAL SUIT PENDING			

FORM 4340 (REV. 01-2002)

PAGE 2

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: JUNE 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
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01-18-2013 COLLECTIONS WORKING CASE

01-18-2013 LEGAL SUIT PENDING

04-09-2013 RECEIVED PDA/TIA

10-22-2012 Statutory Notice of Balance Due

11-26-2012 Statutory Notice of Intent to Levy

04-01-2013 Statutory Notice of Intent to Levy

FORM 4340 (REV. 01-2002)

PAGE 3

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: JUNE 2010

BALANCE 44,873.70

I CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE TAXPAYER NAMED ABOVE IN RESPECT TO THE TAXES SPECIFIED IS A TRUE AND COMPLETE TRANSCRIPT FOR THE PERIOD STATED, AND ALL ASSESSMENTS, ABATEMENTS, CREDITS, REFUNDS, AND ADVANCE OR UNIDENTIFIED PAYMENTS, AND THE ASSESSED BALANCE RELATING THERETO, AS DISCLOSED BY THE RECORDS OF THIS OFFICE AS OF THE ACCOUNT STATUS DATE ARE SHOWN THEREIN. I FURTHER CERTIFY THAT THE OTHER SPECIFIED MATTERS SET FORTH IN THIS TRANSCRIPT APPEAR IN THE OFFICIAL RECORDS OF THE INTERNAL REVENUE SERVICE.

SIGNATURE OF CERTIFYING OFFICER: Debbie Bybee

PRINT NAME: Debbie Bybee

TITLE: Accounting Operation Manager, Ogden W&I Submission Processing

DELEGATION ORDER: WI-11-5

LOCATION: INTERNAL REVENUE SERVICE

ACCOUNT STATUS DATE 07/15/2013

FORM 4340 (REV. 01-2002)

PAGE 4

United States



of America

Department of the Treasury
Internal Revenue Service

Date: July 15, 2013

CERTIFICATE OF OFFICIAL RECORD

I certify that the annexed is a true Form 4340, Certificate of Assessments, Payments and Other Specified Matters for J. J. Powell, Inc., EIN: [REDACTED] 9474, for Quarterly Federal Excise Tax Return (Form 720), for the tax period ending September 30, 2010, consisting of four pages

under the custody of this office.

IN WITNESS WHEREOF, I have hereunto set my hand,
and caused the seal of this office to be affixed, on the day
and year first above written.

By direction of the Secretary of the Treasury:

A handwritten signature in black ink, appearing to read "Debbie Bybee".

Debbie Bybee
Accounting Operation Manager
Ogden W&I Submission Processing
W&I Delegation Order WI-11-5

**Defendant
Exhibit**

5

Catalog Number 19002E

Form 2866 (Rev. 09-1997)

 CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: SEPT 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
09-08-2011	SUBSTITUTE FOR RETURN 17999-999-99999-1 201137		0.00	09-26-2011
	ADDITIONAL TAX ASSESSED BY EXAMINATION AUDIT, CLOSED TO APPEALS PRIOR TO 90 DAY LETTER 17447-412-10004-2 20120408		0.00	02-06-2012
09-11-2012	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 12-31-2013			
	MISCELLANEOUS PENALTY 28447-671-79004-2 20124108	18,649.00		10-22-2012
	ADDITIONAL TAX ASSESSED BY EXAMINATION AGREED AUDIT DEFICIENCY PRIOR TO 30 OR 60 DAY LETTER 28447-671-79004-2 20124108	18,649.00		10-22-2012
10-22-2012	RENUMBERED RETURN 28447-671-79004-2			
	FAILURE TO PAY TAX PENALTY 20124108	2,237.88		10-22-2012
	INTEREST ASSESSED 20124108	1,271.52		10-22-2012

FORM 4340 (REV. 01-2002)

PAGE 1

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: SEPT 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
01-07-2013	MODULE IN FEDERAL PAYMENT LEVY PROGRAM			
01-14-2013	FEDERAL PAYMENT MATCHED OR LEVIED THROUGH FEDERAL PAYMENT LEVY PROGRAM GENERATED AND MAILED			
01-14-2013	INTENT TO LEVY COLLECTION DUE PROCESS NOTICE LEVY NOTICE ISSUED			
01-18-2013	LEGAL SUIT PENDING			
01-18-2013	COLLECTIONS WORKING CASE			
02-18-2013	MODULE REVERSED OUT OF FEDERAL PAYMENT LEVY PROGRAM			
02-07-2013	SUBSEQUENT PAYMENT		16.32	
01-18-2013	CORRECTION OF LEGAL SUIT PENDING			

FORM 4340 (REV. 01-2002) PAGE 2

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: SEPT 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
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01-18-2013 COLLECTIONS WORKING CASE

01-18-2013 LEGAL SUIT PENDING

04-09-2013 RECEIVED POA/TIA

10-22-2012 Statutory Notice of Balance Due

11-26-2012 Statutory Notice of Intent to Levy

04-01-2013 Statutory Notice of Intent to Levy

FORM 4340 (REV. 01-2002)

PAGE 3

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: SEPT 2010

BALANCE 40,791.08

I CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE TAXPAYER NAMED ABOVE IN RESPECT TO THE TAXES SPECIFIED IS A TRUE AND COMPLETE TRANSCRIPT FOR THE PERIOD STATED, AND ALL ASSESSMENTS, ABATEMENTS, CREDITS, REFUNDS, AND ADVANCE OR UNIDENTIFIED PAYMENTS, AND THE ASSESSED BALANCE RELATING THERETO, AS DISCLOSED BY THE RECORDS OF THIS OFFICE AS OF THE ACCOUNT STATUS DATE ARE SHOWN THEREIN. I FURTHER CERTIFY THAT THE OTHER SPECIFIED MATTERS SET FORTH IN THIS TRANSCRIPT APPEAR IN THE OFFICIAL RECORDS OF THE INTERNAL REVENUE SERVICE.

SIGNATURE OF CERTIFYING OFFICER: 

PRINT NAME: Debbie Bybee

TITLE: Accounting Operation Manager, Ogden W&I Submission Processing

DELEGATION ORDER: WI-11-5

LOCATION: INTERNAL REVENUE SERVICE

ACCOUNT STATUS DATE 07/15/2013

FORM 4340 (REV. 01-2002)

PAGE 4

United States



of America

Department of the Treasury
Internal Revenue Service

Date: July 15, 2013

CERTIFICATE OF OFFICIAL RECORD

I certify that the annexed: is a true Form 4340, Certificate of Assessments, Payments and Other Specified Matters for J. J. Powell, Inc., EIN: [REDACTED] 9474, for Quarterly Federal Excise Tax Return (Form 720), for the tax period ending December 31, 2010, consisting of four pages

under the custody of this office.

IN WITNESS WHEREOF, I have hereunto set my hand,
and caused the seal of this office to be affixed, on the day
and year first above written.

By direction of the Secretary of the Treasury:

A handwritten signature in cursive script, reading "Debbie Bybee".

Debbie Bybee
Accounting Operation Manager
Ogden W&I Submission Processing
W&I Delegation Order WI-11-5

**Defendant
Exhibit**

6

CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: DEC 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
09-08-2011	SUBSTITUTE FOR RETURN 17999-999-99999-1 201137		0.00	09-26-2011
	ADDITIONAL TAX ASSESSED BY EXAMINATION AUDIT, CLOSED TO APPEALS PRIOR TO 90 DAY LETTER 17447-412-10005-2 20120408		0.00	02-06-2012
09-11-2012	ASSESSMENT STATUTE EXPIR DATE EXTEND TO 03-31-2014			
	MISCELLANEOUS PENALTY 28447-671-79005-2 20124108	22,017.00		10-22-2012
	ADDITIONAL TAX ASSESSED BY EXAMINATION AGREED AUDIT DEFICIENCY PRIOR TO 30 OR 60 DAY LETTER 28447-671-79005-2 20124108	22,017.00		10-22-2012
10-22-2012	RENUMBERED RETURN 28447-671-79005-2			
	FAILURE TO PAY TAX PENALTY 20124108	2,311.78		10-22-2012
	INTEREST ASSESSED 20124108	1,285.03		10-22-2012

FORM 4340 (REV. 01-2002)

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CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
 FORM: 720 TAX PERIOD: DEC 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
01-07-2013	MODULE IN FEDERAL PAYMENT LEVY PROGRAM			
01-14-2013	FEDERAL PAYMENT MATCHED OR LEVIED THROUGH FEDERAL PAYMENT LEVY PROGRAM GENERATED AND MAILED			
01-14-2013	INTENT TO LEVY COLLECTION DUE PROCESS NOTICE LEVY NOTICE ISSUED			
01-18-2013	LEGAL SUIT PENDING			
01-18-2013	COLLECTIONS WORKING CASE			
02-18-2013	MODULE REVERSED OUT OF FEDERAL PAYMENT LEVY PROGRAM			
02-07-2013	SUBSEQUENT PAYMENT		48.04	
01-18-2013	CORRECTION OF LEGAL SUIT PENDING			

FORM 4340 (REV. 01-2002)

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J J POWELL INC

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 FORM: 720 TAX PERIOD: DEC 2010

DATE	EXPLANATION OF TRANSACTION	ASSESSMENT, OTHER DEBITS (REVERSAL)	PAYMENT, CREDIT (REVERSAL)	ASSESSMENT DATE (23C, RAC 006)
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01-18-2013 COLLECTIONS WORKING CASE

01-18-2013 LEGAL SUIT PENDING

04-09-2013 RECEIVED POA/TIA

10-22-2012 Statutory Notice of Balance Due

11-26-2012 Statutory Notice of Intent to Levy

04-01-2013 Statutory Notice of Intent to Levy

FORM 4340 (REV. 01-2002)

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CERTIFICATE OF ASSESSMENTS, PAYMENTS, AND OTHER SPECIFIED MATTERS

J J POWELL INC

EIN/SSN: [REDACTED] 9474

TYPE OF TAX: QUARTERLY FEDERAL EXCISE TAX RETURN
FORM: 720 TAX PERIOD: DEC 2010

BALANCE 47,582.77

I CERTIFY THAT THE FOREGOING TRANSCRIPT OF THE TAXPAYER NAMED ABOVE IN RESPECT TO THE TAXES SPECIFIED IS A TRUE AND COMPLETE TRANSCRIPT FOR THE PERIOD STATED, AND ALL ASSESSMENTS, ABATEMENTS, CREDITS, REFUNDS, AND ADVANCE OR UNIDENTIFIED PAYMENTS, AND THE ASSESSED BALANCE RELATING THERETO, AS DISCLOSED BY THE RECORDS OF THIS OFFICE AS OF THE ACCOUNT STATUS DATE ARE SHOWN THEREIN. I FURTHER CERTIFY THAT THE OTHER SPECIFIED MATTERS SET FORTH IN THIS TRANSCRIPT APPEAR IN THE OFFICIAL RECORDS OF THE INTERNAL REVENUE SERVICE.

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TITLE: Accounting Operation Manager, Ogden W&I Submission Processing

DELEGATION ORDER: WI-11-5

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FORM 4340 (REV. 01-2002)

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